



DEP 3 REF
DIVISION 2
Room 807

Atty Dkt 213201.00192

PATENT APPLICATION

APR 13 2005 PM 12:09

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: : Examiner: Timothy W. Heitbrink
WITOLD NETER ET AL. : Group Art Unit: 1722
Application No.: 10/766,037 : Confirmation No.: 2442
Filed: January 29, 2004 : April 13, 2005
For: COOLING TUBE WITH POROUS :
INSERT :

Mail Stop
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR REFUND

Sir:

Applicants request a refund in the amount of \$130.00 because the Office charged Deposit Account No. 50-1710 "twice" for the Terminal Disclaimer Fee. Attached is a copy of our February 2005 Deposit Account Statement showing the charge. Also attached is a copy of the date-stamped postcard showing only "one" fee of \$130.00. Further attached is a copy of the Terminal Disclaimer showing only one patent being disclaimed.

BEST AVAILABLE COPY

Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 625-3507. All correspondence should continue to be directed to our address given below.

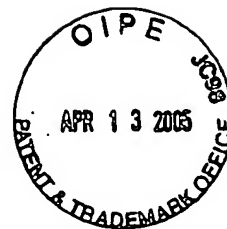
Respectfully submitted,



Attorney for Applicants
Richard P. Bauer
Registration No. 31,588

PATENT ADMINISTRATOR
KATTEN MUCHIN ZAVIS ROSENMAN
525 West Monroe Street
Chicago, Illinois 60661-3693
Facsimile: (312) 902-1061

Best Available Copy



1-Feb	10	10866044	213201-00207	1814	\$130.00
1-Feb	14	10384782	213202-00456	1806	\$180.00
1-Feb	28	60539323	213407-00016	8021	\$40.00
2-Feb	54	11012210	320837-00103	2203	\$180.00
2-Feb	65	9996991	213201-00137	1801	\$790.00
2-Feb	66	9996991	213201-00137	1252	\$450.00
3-Feb	7	11009018	331721-00103	1111	\$500.00
3-Feb	8	11009018	331721-00103	1311	\$200.00
3-Feb	22	60647769	213202-00526	1005	\$200.00
3-Feb	109	9456288	213446-00011	8021	\$40.00
3-Feb	121	11044224	320185-00113	2202	\$475.00
3-Feb	139	9983491	213446-00016	8021	\$40.00
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3-Feb	321	11045134	213202-00525	2311	\$100.00
4-Feb	16	10229264	213407-00024	1801	\$790.00
4-Feb	17	10229264	213407-00024	1201	\$400.00
4-Feb	18	10229264	213407-00024	1202	\$2,700.00
4-Feb	85	10522739	213222-00099	1631	\$300.00
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4-Feb	87	10522739	213222-00099	1633	\$200.00
4-Feb	88	10522739	213222-00099	1614	\$400.00
4-Feb	89	10522739	213222-00099	8021	\$40.00
4-Feb	157	10629901	214767-00018	1251	\$120.00
4-Feb	158	10766037	213201-001192	1814	\$130.00
4-Feb	159	10766037	213201-001192	1814	\$130.00

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P.O. Box 1450
Alexandria, VA 22313-1450



Date: 2 / 12 / 05
Mo. Day Yr.
Atty. Docket No. 2,329,192
Application No. 07166031

Sir:

Kindly acknowledge receipt of the accompanying:

- ☒ Response to Official Action, Nov. 16, 2004
- ☒ Charge/Check for \$ 130 (Terminal Dis. Fee) + 180 (FDS Fee)
- ☐ Petition Under 37 C.F.R. § 1.136 and Charge/Check for \$ _____
- ☐ Notice of Appeal and Charge/Check for \$ _____
- ☒ Information Disclosure Statement, PTO-1449 and 0 documents
- ☐ Claim for Priority and Certified copies of _____ priority applications
- ☐ Issue Fee Transmittal and Charge/Check for \$ _____
- ☒ Other (specify) Terminal Discontinuation

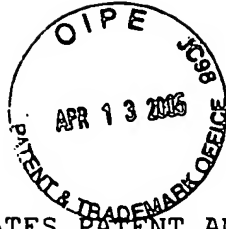
DOCKETED

by placing your receiving date stamp hereon and returning to deliverer.

Atty./Sec.: R.B. Dew

Due Date: 2 / 16 / 05
Mo. Day Yr.

Atty Dkt 213201.00192



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: : Examiner: Timothy W. Heitbrink
WITOLD NETER ET AL. : Group Art Unit: 1722
Application No.: 10/766,037 : Confirmation No.: 2442
Filed: January 29, 2004 : February 2, 2005
For: COOLING TUBE WITH POROUS :
INSERT :

Mail Stop **No-Fee Amendment**
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER

Sir:

Your petitioner, Husky Injection Molding Systems, Inc., a U.S. corporation having a principal place of business at 55 Amherst Villa Road, Buffalo, NY 14225-1432, and duly represented by the undersigned, represents that it is the assignee of the full right, title, and interest in and to the above-identified Application No. 10/766,037, filed January 29, 2004, and in and to U.S. Patent No. 6,737,007, as evidenced by the deeds of Assignment recorded at Reel No. 013521, Frame No.

0413; at Reel No. 013878, Frame No. 0920; and at Reel No. 014021, Frame No. 0041.

Your petitioner hereby disclaims the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term of U.S. Patent No. 6,737,007, as presently shortened by any terminal disclaimer, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,737,007, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

Your petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of U.S. Patent No. 6,737,007, as presently shortened by any terminal disclaimer, in the event that subsequent hereto U.S. Patent 6,737,007 expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is the subject of any disclaimer under 37 C.F.R. 1.321(a), has all claims canceled by a reexamination certificate or is otherwise terminated prior to the expiration of its statutory term as presently shortened by

any terminal disclaimer, except for the separation of legal title stated above.

The evidentiary documents referred to in the instant Terminal Disclaimer have been reviewed by the undersigned, and it is certified that to the best of assignee's knowledge and belief, title is in the assignee.

The undersigned is empowered to act on behalf of the assignee.

The Commissioner is hereby authorized to charge Deposit Account No. 50-1710 for the fee for submission of this Terminal Disclaimer. A copy of this paper is attached herewith for that purpose.

By: _____
Richard P. Bauer
Reg. No. 31,588
Attorney For Applicants

Date: _____

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PATENT APPLICATION

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In re Application of:

Witold NETER *et al.*

Application No.: 10/766,037

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Group Art Unit: 1722

Examiner: Timothy W. Heitbrink

Confirmation No.: 2442

February 2, 2005

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Commissioner for Patents
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Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the document listed on the enclosed Form PTO/SB/08A. In accordance with current practice, no copies of any U.S. patent documents are being provided.

FORMAL MATTERS

In accordance with 37 C.F.R. § 1.97(c), an information disclosure statement shall be considered by the Office if filed after the period specified in paragraph (b) of this section, provided that the information disclosure statement is filed before the mailing date of any of a final action under § 1.113, a notice of allowance under § 1.311, or an action that otherwise closes prosecution in the application, and if accompanied by

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Adjustment date: 05/27/2005 SDIRETA1
02/04/2005 FFAHAEIA 00000064 501710 10766037
01 FC:1814 130.00 CR